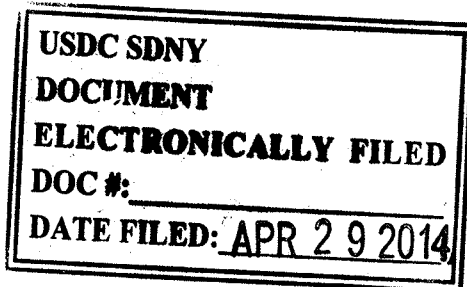




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April 25, 2014

Honorable Alison J. Nathan
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square, Room 906
New York, New York 10007

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Of Counsel
William N. Huguet

Re: *Braintree Laboratories, Inc. v. Breckenridge Pharmaceutical, Inc.*
Case No.: 12-cv-6851-AJN

Dear Judge Nathan:

We represent Defendant Breckenridge Pharmaceutical, Inc. ("Breckenridge"), the successor in interest of Cypress Pharmaceutical, Inc., in the above-referenced action. (See D.I. 62.) We submit this joint letter on behalf of Plaintiff Braintree Laboratories, Inc. ("Braintree") and Breckenridge to request a two (2) business day extension of time for the parties to "submit a letter indicating whether further action in this matter is warranted" pursuant to this Court's January 17, 2014 order (D.I. 65), in view of the April 22, 2014 decision of the United States Court of Appeals for the Federal Circuit in *Braintree Laboratories, Inc. v. Novel Laboratories, Inc.*, No. 13-1348 (the "Novel Case"). The proposed new due date is April 29, 2014.] SO ORDERED

We understand that Rule 1.D of your Individual Practices requires that "requests for adjournment or extension of time must be made at least 48 hours prior to the scheduled deadline." However, given that the Order set a three day time period for the submission of the letter, the parties did not realize they would require an extension until the 48 hour time period had passed.

Pursuant to Rule 1.D of your Individual Practices, Breckenridge provides the following information:

- (1) the original due date: **April 25, 2014**
- (2) the number of previous requests for adjournment or extension: **None**
- (3) whether these previous requests were granted or denied: **N/A**
- (4) whether the adversary consents: **Yes**

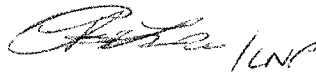
SO ORDERED:

HON. ALISON J. NATHAN
UNITED STATES DISTRICT JUDGE

ROTHWELL, FIGG, ERNST & MANBECK, P.C.

Honorable Alison J. Nathan
April 25, 2014
Page 2

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steve Lieberman", followed by the initials "LNP" in a smaller, more stylized script.

Steven Lieberman

cc: All counsel of record